

REMARKS

Claims 10 and 11 are currently amended to overcome rejections under 35 U.S.C. § 112 and not to overcome any art. Applicant respectfully submits that the amendments contained herein are fully supported by the Specification as originally filed and do not contain new matter.

Claim Rejections Under 35 U.S.C. § 112

Claims 10 and 11, as currently amended, overcome the rejection thereof.

Double Patenting Rejection

Claims 1, 3, and 7 were rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 3 and 7 of U.S. Patent No. 6,116,389. Applicant has included a Terminal Disclaimer herewith to address the rejection. In view of the Terminal Disclaimer, Applicant respectfully requests reconsideration and withdrawal of the rejection, and allowance of claims 1, 3, and 7.

Allowable Subject Matter

Claims 4-6, 8, 9, and 12-14 were objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form, including all of the limitations of the base claim and any intervening claims.

Claims 4-6, 8, 9, and 12-14 have not been rewritten. Claims 4-6 depend directly from claim 1 and thus include patentable limitations of claim 1. Claims 8, 9, and 12-14 depend directly or indirectly from claim 7 and thus include patentable limitations of claim 7. Therefore, claims 4-6 and claims 8, 9, and 12-14 should be allowed.

Election/Restrictions

Claims 2 and 15-20 were withdrawn in the response, filed on April 28, 2004, to the Restriction Requirement mailed March 31, 2004. The Examiner indicated that claim 1 was generic for Group I of the Restriction Requirement mailed March 31, 2004, without specifying the content of Group I. Applicant respectfully submits that claim 1 is generic to claims 2 and 15-20. Applicant respectfully requests consideration of claims 2 and 15-20 upon allowance of generic claim 1 under 37 CFR 1.141.


CONCLUSION

In view of the above remarks, Applicant respectfully submits that the claims are in condition for allowance and requests reconsideration of the application and allowance of the claims. Applicant respectfully requests consideration of claims 2 and 15-20 upon allowance of generic claim 1 under 37 CFR 1.141.

If the Examiner has any questions or concerns regarding this application, please contact the undersigned at (612) 312-2208.

Respectfully submitted,

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